

7-9-3

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Sudolcan et al.

Application No: 09/766,818

For: A BEVERAGE DISPENSER
INCLUDING AN IMPROVED
ELECTRONIC CONTROL SYSTEM

§ Atty. Docket No: L-0170,23(D-D)
§
§ Examiner: To be assigned
§
§ Group Art Unit: 2161
§

PETITION TO REVIVE AN UNINTENTIONALLY
ABANDONED APPLICATION UNDER 37 C.F.R. 1.137(b)

MAIL STOP DAC
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

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JUL 11 2003

OFFICE OF PETITIONS

Sir:

Applicant presents this Petition to Revive An Unintentionally Abandoned Application pursuant to an unintentional failure to respond to a Notice to File Corrected Application Papers dated April 30, 2001. Although the undersigned Attorney received the Notice to File Corrected Application Papers, the Notice, through an error and without deceptive intent, was not entered into the undersigned Attorney's docket system, resulting in an unintentional failure to timely respond to the Notice. The undersigned Attorney received a Notice of Abandonment from the U.S. Patent Office on June 5, 2003, and thus presents this Petition responsive thereto.

Applicant therefore respectfully requests the revival of the referenced application as the entire delay in filing the required reply to the Notice to File Corrected Application Papers from the due date of the reply until the filing of a grantable petition pursuant to 37 C.F.R. §1.137(b) was unintentional.

Submitted herewith is a reply to the Notice to File Corrected Application Papers.

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1300.00 OP

A check covering the \$1300.00 fee for this Petition required under 37 C.F.R. §1.17(m) is enclosed herewith.

Respectfully submitted,

LAW OFFICES OF CHRISTOPHER L. MAKAY
1634 Milam Building
115 East Travis Street
San Antonio, Texas 78205
(210) 472-3535

DATE: 8 July 2003

By: 

Christopher L. Makay
Reg. No. 34,475

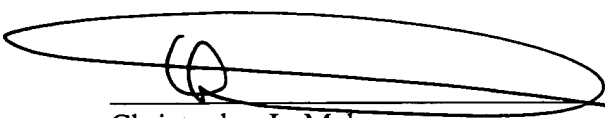
ATTORNEY FOR APPLICANT

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post office to Addressee" service under 37 CFR 1.10 on the dated indicated below, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail No.: ER 276075225 US

Date: 8 July 2003


Christopher L. Makay